IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6075 OF 2004

Shri Yogesh D. Pandit .. Petitioner

Versus

The Chairman / Managing Director,
The State Bank of India & Ors. .. Respondents

Mr.S.S.Pakale for the petitioner

None for the respondents

CORAM: A.P.SHAH &
S.U.KAMDAR, JJ

DATED: 9TH AUGUST, 2004

ORAL JUDGMENT (PER S.U.KAMDAR, J.)

1. The present petition is filed by the son of a deceased employee for an employment on a compassionate ground.

2. The father of the petitioner namely Late Shri Dattatray Baburao Pandit was serving as an Assistant (Cash) with the 3rd respondent bank. On

18th October 2002, he suffered massive heart attack and expired. The said father expired leaving behind the wife, 2 daughters and one son.

3. The petitioner thereafter applied for the respondents in accordance with the provisions of staff service regulation for an employment on compassionate ground. It is an admitted position that on the death of the father of the petitioner the family received about Rs.7,31,890/- towards the terminal dues. The petitioner's family is also receiving pension of about Rs.4,414/- per month.

4. It is the case of the petitioner that he has made an application for appointment in service of respondent bank on a compassionate ground. However, the respondent bank by letter dated 6th November 2003 has rejected the same.

5. We heard the parties. We are not inclined to interfere in the present writ petition. Firstly, because one of the object of providing employment on compassionate grounds is to release the family

of financial hardship and to help them to get over the emergency.

6. In the present case, the petitioner has received retiremental benefits of Rs.7,31,890/- and is receiving pension of Rs.4,414/-. Thus, it is not the fit case for granting any relief to the petitioner in writ jurisdiction under Article 226 of the Constitution of India.

7. In the light of the aforesaid facts, we dismiss the petition. However, there shall be no order as to costs.

Parties to act on a copy of this order duly authenticated by the Court Stenographer.